

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Order Instituting Rulemaking Regarding the
Implementation of the Suspension of Direct
Access Pursuant to Assembly Bill 1X and
Decision 01-09-060.

Rulemaking 02-01-011
(Filed January 9, 2002)

**ADMINISTRATIVE LAW JUDGE'S RULING
POSTPONING PREHEARING CONFERENCE
AND SETTING PRELIMINARY WITNESS ORDER**

The Prehearing Conference (PHC) scheduled in this matter starting at 10 a.m. on March 28, 2003 is hereby postponed. Necessary prehearing procedural issues shall be addressed as an initial matter on the first day of evidentiary hearings that begin on April 1, 2003. After covering initial prehearing matters, we shall move immediately into the presentation of witnesses.

For purposes of the first day of evidentiary hearings on April 1, the presentation of witnesses for cross-examination shall begin with those sponsoring testimony for the California Department of Water Resources (DWR). Evidentiary hearings for April 1, 2003 shall begin at 9 a.m. and adjourn at 3:30 p.m. In the event that cross-examination of DWR witnesses concludes before the end of the hearing day on Monday, witnesses for Pacific Gas & Electric Company should be prepared to take the stand to be cross examined.

My preliminary plan is to sequence the order of witnesses as follows: (1) DWR, (2) utilities, and (3) intervenor groups. A more specific schedule for presentation of all individual witnesses for this phase of the proceedings shall be developed on the first day of hearings. I will take into account parties' requests for scheduling accommodations to the extent feasible. The length of hearing days subsequent to April 1, 2003 shall be addressed on the first day of hearings.

Parties shall also come to the first day of hearings with written estimates of their expected cross-examination time for each witness that is sponsoring testimony.

IT IS RULED that:

1. The Prehearing Conference (PHC) scheduled in this matter starting at 10 a.m. on March 28, 2003 is hereby postponed.
2. Necessary prehearing procedural issues shall be addressed as an initial preliminary matter on the first day of evidentiary hearings that begin on April 1, 2003.
3. For purposes of the first day of evidentiary hearings on April 1, the presentation of witnesses for cross-examination shall begin with those sponsoring testimony for the California Department of Water Resources, to be followed (time permitting) by Pacific Gas & Electric Company witnesses.

4. Parties shall also come to the first day of hearings with written estimates of their expected cross-examination time for each witness that is sponsoring testimony.

Dated March 26, 2003, at San Francisco, California.

/s/ THOMAS R. PULSIFER
Thomas R. Pulsifer
Administrative Law Judge

CERTIFICATE OF SERVICE

I certify that I have by mail, and electronic mail, to the parties to which an electronic mail address has been provided, this day served a true copy of the original attached Administrative Law Judge's Ruling Postponing Prehearing Conference And Setting Preliminary Witness Order on all parties of record in this proceeding or their attorneys of record.

Dated March 26, 2003, at San Francisco, California.

/s/ CLAIRE JOHNSON

Claire Johnson

N O T I C E

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to insure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.

The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. To verify that a particular location is accessible, call: Calendar Clerk (415) 703-1203.

If specialized accommodations for the disabled are needed, e.g., sign language interpreters, those making the arrangements must call the Public Advisor at (415) 703-2074,

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TTY 1-866-836-7825 or (415) 703-5282 at least three working days in advance of the event.